

It is true that the principal of these bonds, under the laws encouraging railroads, is pledged to be lent to railroad companies east of the Trinity river, but there will be no diversion of the money from that object, because the money will be repaid to the School Fund, before, by possibility, any railroad company is in position to demand the loan.

On motion the Senate adjourned until to-morrow morning 10 o'clock.

FRIDAY, Feb. 8, 1861.

Senate met pursuant to adjournment. Prayer by the Chaplain—roll called—quorum present.

The Journal of yesterday was read and adopted.

Mr. Quinan, from the committee on State Affairs, to whom was referred a joint resolution providing for the sale of United States indemnity bonds belonging to the school fund, and the reinvestment of the same, returned the same to the Senate and recommended its passage.

Mr. Paschal, Chairman of the committee on Internal Improvements, made the following report:

"The committee on Internal Improvements have considered a bill originating in the House, to amend an act to incorporate the Memphis, El Paso and Pacific Railroad Company, approved Feb. 4, 1856, and supplementary thereto, &c., and I am instructed to report the same and to recommend its passage with the following amendment to the caption, "and for the benefit of other Railroad Companies in the State of Texas."

Mr. Schleicher introduced a bill providing for the settlement of the claims of minute men, who served under Capt. John Williams during the years 1858 and 1859. Read first and second times and referred to the committee on Claims and Accounts, by the following vote:

YEAS—Messrs. Blanch, Dulaney, Fall, Guinn, Herbert, Lott, Miller, Parsons, Pitts, Quinan, Rains and Whaley—12.

NAYS—Messrs. Chambers, Duggan, Erath, Gentry, Paschal, Potter, Scarborough, Schleicher, Shepard, Stockdale and Townes—11.

Mr. Guinn offered the following resolution:

"Resolved, That the Hon. E. B. Scarborough and other Senators, be allowed *per diem* from the first day of the session and that the Secretary of the Senate be required to issue them certificates to that effect. Adopted.

A message was received from the House, informing the Senate that the House had passed a bill to pay John Marshall for certain services.

A bill supplemental to an act to provide for submitting the Ordinance of secession to the people.

A bill for the relief of Angel Navarro, and that the House concurred in the Senate's amendment to appropriate money for the pay of minute men on the frontier.

A bill supplemental to an act providing for the appointment of pilots, passed April 7, 1848.

Senate's bill to incorporate the Uvalde Irrigation Company.

ORDERS OF THE DAY.

A bill to amend the twelfth section of an act concerning proceedings in the District Courts, approved March 16, 1848. Read second time.

Mr. Gentry moved to make it the special order for the 25th of March, next.

Mr. Paschal moved to lay Mr. Gentry's motion on the table, which was lost by the following vote:

YEAS—Messrs. Blanch, Chambers, Duggan, Harmon, Herbert, Lott, Miller, Parsons, Paschal, Schleicher, Shepard and Whaley—12.

NAYS—Messrs. Dulaney, Erath, Fall, Gentry, Guinn, Hyde, Pitts, Potter, Quinan, Rains, Scarborough, Stockdale, Throckmorton and Townes—14.

The question recurring upon the postponement was carried by the following vote:

YEAS—Messrs. Dulaney, Erath, Gentry, Guinn, Harmon, Hyde, Pitts, Potter, Quinan, Rains, Scarborough, Stockdale, Throckmorton and Townes—14.

NAYS—Messrs. Blanch, Chambers, Duggan, Fall, Herbert, Lott, Miller, Parsons, Paschal, Schleicher, Shepard and Whaley—12.

Mr. Townes introduced a bill supplemental to an act to provide for submitting the Ordinance of secession to the people, passed Feb. 7, 1861. Read first and second times and referred, on motion of Mr. Quinn, with a bill on the same subject from the House received to-day, to the committee on State Affairs, with instructions to report at 3 o'clock, P. M.

A message was received from the House, informing the Senate that the House had passed Senate's bill making an appropriation to pay S. G. Haynie, J. G. Swisher and James Doyle.

Mr. Throckmorton, from the committee on Finance, made the following report:

The committee on Finance, have considered a bill from the House of Representatives, authorising the issuance of Treasury warrants receivable for taxes and all Government dues. A part of the members of the committee have instructed me to report the accompanying bill to provide for funding the debt incurred for the protection of the frontier as a substitute, which was adopted.

Mr. Guion moved to strike out "eight per cent," and insert "six per cent." Lost.

Bill ordered to be engrossed, rule suspended; read third time and passed.

On motion the Senate adjourned to 3 o'clock, P. M.

3 o'clock, P. M.

Senate met—roll called—quorum present.

Messrs. Blanch and Chambers made the following minority report:

"We, of the committee on State Affairs, being a minority of the same, beg leave to dissent from the report of the majority, and recommend for the consideration of the Senate, a bill to postpone forced sales."

The report of the committee on Internal Improvements, on a bill amendatory and supplemental of an act to incorporate the Memphis, El Paso and Pacific Railroad Company, approved Feb. 4, 1856, and an act supplemental thereto, approved Feb. 4, 1856, and an act amendatory thereto, approved Aug. 25, 1856, and an act amendatory thereto, approved Feb. 10, 1858, recommending its passage, with amendments, taken up read second time, amendments adopted, and bill passed to a third reading.

Mr. Gentry moved to reconsider the vote adopting the amendments. Carried.

Mr. Quinan offered the following amendment:

Strike out the caption and insert, "a bill for the relief of the Memphis, El Paso and Pacific Railroad Company, and all other Railroad Companies." Adopted.

Bill passed to a third reading. Rule suspended bill read third time and passed by the following vote:

YEAS—Messrs. Blanch, Chambers, Dulancy, Fall, Gentry, Harmon, Herbert, Hyde, Parsons, Paschal, Pitts, Quinan, Scarborough, Schleicher, Shepard, Stockdale and Throckmorton—17.

NAYES—Messrs. Duggan, Guina, Lott, Miller, Potter, Townes and Whaley—7.

Mr. Shepard, Chairman of the committee on State Affairs, to whom was referred a House bill supplemental to an act to provide for submitting the Ordinance of secession to the people, reported the bill back to the Senate and recommend its passage with the following amendments:

1st—Amend by striking out the first section.

2nd—Amend by striking out all after the word “and” in the seventh line of section second down to the words “all such” in twelfth line.

3rd—Strike out “aforesaid” in section second and insert “referred to in the act to which this is supplemental.”

Mr. Townes, from the committee on State Affairs, made the following minority report:

“The undersigned, a minority of the committee on State Affairs, respectfully dissents from the report of the majority, on the bill supplemental to an act to provide for submitting the Ordinance of secession to the people, passed by the House of Representatives and referred to this committee, and on an original Senate’s bill on the same subject, also referred to the committee. The minority prefer the original bill, but as the House bill is substantially the same, and has already passed the House, and the original would probably be lost for want of time for the House to act upon it, they waive the preference and respectfully recommend to the Senate the passage of the House bill without amendment.”

A bill to postpone forced sales, on report of the committee on State Affairs, recommending its rejection, was taken up.

Report laid on the table on motion of Mr. Herbert.

Mr. Miller moved to lay the bill on the table, upon which the yeas and nays stood thus:

YEAS—Messrs. Harmon, Hyde, Miller, Potter, Quinan, Scarborough, Stockdale, Throckmorton and Townes—9.

NAYS—Messrs. Blanch, Chambers, Duggan, Dulaney, Erath, Fall, Guinn, Herbert, Lott, Parsons, Paschal, Pitts, Rains, Schleicher, Shepard and Whaley—15.

The question being on the engrossment of the bill, Mr. Townes moved a call of the Senate, which was sustained.

On motion the Senate adjourned until 7½ o’clock, P. M.

7½ o’clock, P. M.

Senate met—roll called—quorum present.

The question before the Senate being the engrossment of the bill to postpone forced sales.

Mr. Hyde moved to take up bill supplementary to an act for the appointment of pilots. Carried.

Bill read first time.

Rule suspended, read second time and passed to third reading.

Rule further suspended, read third time and adopted.

On motion of Mr. Townes, the rule was suspended, and a bill supplementary to an act to provide for submitting the Ordinance of secession to the people, together with the majority and minority reports of the committee on State Affairs, was taken up.

On motion of Mr. Townes, the majority report recommending amendments to the bill, was laid on the table.

The bill was read and passed to a third reading.

On motion Mr. Townes, the rule was further suspended, bill read third time and adopted.

Mr. Blanch introduced a bill for the relief of John A. Cummings. Read first time, rule suspended, read second time and ordered to be engrossed. Rule further suspended read third time and adopted.

On motion of Mr. Duggan, a bill making an appropriation to pay John Marshall for certain services, was taken up. Read first time, rule suspended, read second time.

Mr. Schleicher moved to refer the bill to the committee on Claims and Accounts with instructions to report by 20th of March, next. Carried.

Mr. Throckmorton moved to reconsider the vote adopting Mr. Quinan's amendment to caption of bill supplementary to act, amendatory of and supplemental to act to incorporate the Memphis and El Paso Railroad Company, upon which the yeas and nays were taken and stood thus:

YEAS—Messrs. Erath, Fall, Guinn, Harmon, Miller, Potter, Rains, Throckmorton and Townes—9.

NAYS—Messrs. Blanch, Chambers, Duggan, Gentry, Herbert, Hyde, Lott, Parsons, Paschal, Pitts, Quinan, Scarborough, Schleicher and Shepard—14.

A message was received from the House, that the House had passed the Senate's substitute for House bill, making Treasury warrants receivable for all Government dues.

Mr. Dulaney moved to reconsider the vote taken to-day, which postponed the consideration of a bill to amend the twelfth section of an act regulating proceedings in the District Court.

Mr. Potter moved to lay that motion on the table. Upon which the yeas and nays were called and stood thus:

YEAS—Messrs. Erath, Guinn, Harmon, Hyde, Potter, Quinan, Rains, Scarborough, Throckmorton and Townes—10.

NAYS—Messrs. Chambers, Duggan, Dolaney, Herbert, Lott, Miller, Parsons, Paschal, Pitts and Schleicher—10

There being no quorum Mr. Parsons moved a call of the Senate, which was sustained.

Mr. Hyde introduced the following resolution:

“Resolved, That the Secretary of the Senate, be continued in service ten days after the adjournment of the present session, for the purpose of filing the papers, preparing and indexing Journals, &c., for which service he may be paid five dollars per day, out of the contingent fund of the Legislature.” Adopted.

Mr. Shepard introduced a joint resolution, to pay John Marshall \$2500 for printing Appendix to Gazette, &c. Read first time, rule suspended, read second time and ordered to be engrossed. Rule further suspended, read third time and passed.

A message from the House that the House had concurred in the amendments of the Senate to a bill for the relief of the Memphis and El Paso Railroad Company.

Mr. Townes made the following report:

“The committee on Enrolled Bills, respectfully report that they have examined the following acts to-wit:”

An act to amend an act entitled an act to organize the Justice's Courts, and to define the powers and jurisdiction of the same.

An act to organize the 17th Judicial District, and define the time of holding the District Courts therein.

An act making an appropriation to pay for the supplies furnished the troops now on the frontier.

An act supplemental to an act, for the relief of Myrum Mudget, Daniel Kitchings, A. L. Spencer and E. G. Cantwell, approved Feb. 8, 1860.

An act to extend the time for the survey of Railroad Certificates issued.

An act to provide payment of expenses incurred by special bearer of dispatches sent by the Governor to Washington city.

An act to amend the third section of an act entitled an act to regulate the decent and distribution of intestate's estates, approved March 18, 1848.

A joint resolution with regard to the Texas and New Orleans Railroad.

An act authorizing Treasury warrants to be received in payment of certain dues.

An act to reorganize the 8th and 20th Judicial Districts, and define the times of holding the Courts therein.

An act for the relief of Angel Navarro.

And find the same correctly enrolled and signed, and that they have this day been presented to the Governor."

The call of the Senate being suspended, Mr. Dulanev's motion to reconsider the vote postponing the bill to amend the twelfth section of the act regulating proceedings in the District Court being in order, was put and carried.

Mr. Paschal moved to indefinitely postpone the bill.

Mr. Parsons moved to lay the motion on the table.

Mr. Throckmorton moved a call of the Senate, which was sustained.

Mr. Guinn moved to adjourn until to-morrow morning, 7½ o'clock.

The yeas and nays were called and stood thus:

YEAS—Messrs. Erath, Fall, Guinn, Herbert, Hyde, Paschal, Potter, Quinan, Scarborough and Schleicher—10.

NAYS—Messrs. Blanch, Chambers, Duggan, Dulaney, Gentry, Harmon, Lott, Miller, Parsons, Pitts, Shepard, Throckmorton, Townes and Whaley—14.

Mr. Potter moved to adjourn until 55 minutes past 7 o'clock, A. M. to-morrow.

Upon which the yeas and nays were as follows:

YEAS—Messrs. Duggan, Erath, Fall, Gentry, Guinn, Herbert, Hyde, Paschal, Potter, Scarborough, Schleicher and Throckmorton—11.

NAYS—Messrs. Blanch, Chambers, Dulaney, Gentry, Harmon, Lott, Miller, Parsons, Pitts, Quinan, Shepard, Townes and Whaley—13.

Mr. Erath moved to adjourn till 7½ o'clock, A. M. to-morrow.

Upon which the yeas and nays were as follows.

YEAS—Messrs. Duggan, Erath, Fall, Guinn, Harmon, Herbert, Hyde, Paschal, Potter, Scarborough and Throckmorton—11.

NAYS—Messrs. Blanch, Dulaney, Gentry, Lott, Miller, Parsons, Pitts, Quinan, Schleicher, Shepard and Whaley—11.

There being a tie, and Mr. Quinan being in the chair, the motion was lost.

Mr. Townes, from the committee on Enrolled Bills, made the following report.

"The committee on Enrolled Bills, have examined the following acts, to-wit:—"

An act for the relief of the Memphis and El Paso Railroad Company, and all other Railroad Companies in the State.

An act appropriating \$2500 for the payment of S. G. Haynie, James G. Swisher and James Doyle, for services rendered as

Commissioners and Superintendent of the building of the Capitol.

An act to incorporate the Uvalde Irrigation Company.

An act supplemental to an act providing for the appointment of Pilots, passed April 7, 1846.

An act to provide for the funding of the debt contracted for the protection of the frontier.

An act supplemental to an act to provide for submitting the Ordinance of secession to a vote of the people, passed at the present session.

And have found the same correctly enrolled, properly signed and were this day presented to the Governor for approval.

On motion the Senate adjourned until 40 minutes past 7 o'clock, A. M. to-morrow.

SATURDAY, Feb. 9, 1861.

Senate met pursuant to adjournment. Prayer by the Chaplain.

There being no quorum present, on motion of Mr. Guinn the Senate adjourned until the 18th day of March, next, at 3 o'clock, P. M.